



CONSENT FOR ACCESS TO PROPERTY

The Union Pacific Railroad Company (Union Pacific) hereby gives its consent to the United States Environmental Protection Agency (EPA), its officers, employees, representatives and persons acting at its request to have access to and enter Union Pacific property at the following locations: a) in Kellogg, Idaho, along Station Avenue, extending from Hill Street east to Division Street; and b) in Smelterville, Idaho, along McKinley Avenue. The access granted herein extends to all property owned by Union Pacific at these locations, except for property within ten (10) feet of the centerline of Union Pacific tracks at the above-described locations. Any consent for access within the said ten-foot distance from the centerline of the tracks will be granted through a subsequent agreement. Access is being granted to enable EPA to carry out the measures specified for the above locations in the document entitled "Bunker Hill Superfund Site: Initial Remedial Measures - Focused Feasibility Study - March 19, 1986." Activities that may be carried out at the above-described locations include:

1. Obtaining such soil, water and air samples as EPA may determine to be necessary;
2. Removal of soil and other materials containing or constituting hazardous substances as defined under the Comprehensive Environmental Response, Compensation and Liability Act;
3. Replacing the removed soil with appropriate fill material;
4. Installation of fencing to restrict public access to areas containing hazardous substances;
5. Application of dust suppressant to reduce the migration of hazardous substances;
6. Other actions (e.g., the staking of subsurface utility locations, surveying, monitoring, etc.) related to the activities described above.

Upon completion of the above activities, EPA will restore the property to its original grade and configuration, to the maximum extent practicable.

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BUNKER HILL  
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This consent shall not be construed as a waiver or limitation of any claim or defense that Union Pacific may have with respect to any person or entity relating to the presence of hazardous substances at the above-described property.

Dated: \_\_\_\_\_

Union Pacific Railroad Company

Person EPA should contact concerning EPA activities at above Union Pacific property:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_